

**OHIO**

**SENATE**

**JOURNAL**

**WEDNESDAY, JUNE 12, 2013**

ONE HUNDRED FIFTY-NINTH DAY  
Senate Chamber, Columbus, Ohio  
**Wednesday, June 12, 2013, 1:30 p.m.**

The Senate met pursuant to adjournment.

Prayer was offered by Bishop Danny Williams, First Antioch Baptist Church, Cincinnati, Ohio, followed by the Pledge of Allegiance to the Flag.

The journal of the last legislative day was read and approved.

The following guests were recognized by the Senate prior to the commencement of business:

Senator LaRose presented a resolution to Casey Followay for being a 2013 OHSAA Track and Field State Champion.

Senator Hughes presented a resolution to the Tim Bailey for being a 2013 OHSAA Track and Field State Champion.

**REPORTS OF REFERENCE AND BILLS FOR SECOND  
CONSIDERATION**

Senator Jordan reports for the Standing Committee on Reference, recommending that the following bills and resolutions, standing in order for second consideration, be referred to committee as recommended:

**H. C. R. No. 16**-Representatives Beck, Adams, J., et al.

Honoring the State of Israel on its Sixty-fifth Anniversary.

To the Committee on State Government Oversight and Reform.

**H. C. R. No. 19**-Representative Schuring, et al.

To memorialize the Congress of the United States to oppose any legislation that requires Social Security coverage for members of any of Ohio's state retirement systems.

To the Committee on Insurance and Financial Institutions.

**Am. H. B. No. 72**-Representatives Brenner, Gerberry, et al.

To amend sections 135.807, 149.52, 317.02, 317.04, 317.05, 317.07,

317.08, 317.09, 317.10, 317.111, 317.112, 317.12, 317.13, 317.15, 317.17, 317.18, 317.19, 317.20, 317.22, 317.26, 317.28, 317.29, 317.31, 317.32, 317.35, 317.36, 319.203, 323.43, 503.13, 703.16, 707.09, 709.06, 709.32, 709.38, 709.39, 723.04, 723.05, 961.02, 961.05, 971.15, 1311.06, 1311.35, 1311.42, 1337.08, 1513.33, 1513.37, 1701.73, 1701.81, 1701.811, 1702.38, 1702.43, 1702.462, 1705.38, 1705.381, 1729.38, 1776.70, 1776.74, 1782.433, 1782.4310, 2113.62, 2505.13, 2937.27, 3929.18, 4123.76, 4123.78, 4141.23, 4961.39, 5301.01, 5301.14, 5301.21, 5301.25, 5301.255, 5301.28, 5301.32, 5301.33, 5301.331, 5301.332, 5301.34, 5301.35, 5301.52, 5301.56, 5302.15, 5302.17, 5302.171, 5302.222, 5309.13, 5309.41, 5309.64, 5715.701, 5719.04, 5721.35, 5747.451, and 5815.15 and to repeal sections 317.201 and 711.12 of the Revised Code generally to modernize and make other changes regarding how the county recorder's office maintains records.

To the Committee on Public Safety, Local Government, and Veterans Affairs.

**Sub. H. B. No. 147**-Representatives Patmon, Wachtmann, et al.

To enact section 4731.73 of the Revised Code to require a surgeon performing a mastectomy in a hospital to guide the patient and provide referrals in a manner consistent with the standards of the National Accreditation Program for Breast Centers and to name this act the "Lizzie B. Byrd Act."

To the Committee on Medicaid, Health and Human Services.

**S. B. No. 141**-Senators Obhof, Hughes.

To amend section 3772.99 of the Revised Code to create penalties related to casino gaming and transacting with a casino facility.

To the Committee on Criminal Justice.

YES - 9: KRIS JORDAN, SCOTT OELSLAGER, CHRIS WIDENER, TOM PATTON, KEVIN BACON, RANDY GARDNER, LOU GENTILE, ERIC H. KEARNEY, LARRY OBHOF.

NO - 0.

The question being, "Shall the report of the committee be accepted?"

The report of the committee was accepted.

Said bills and resolutions were considered a second time and referred to committee as recommended.

### REPORTS OF STANDING AND SELECT COMMITTEES

Senator Beagle submitted the following report:

The standing committee on Workforce and Economic Development, to which was referred **Sub. H. B. No. 1**-Representatives Derickson, Romanchuk, et al., having had the same under consideration, reports back a substitute bill and recommends its passage.

Co-Sponsors: Schaffer, Beagle.

YES - 9:      TIMOTHY O. SCHAFFER, BILL BEAGLE, GAYLE  
MANNING, TROY BALDERSON, RANDY GARDNER,  
PEGGY B. LEHNER, CHARLETA B. TAVARES,  
JOSEPH SCHIAVONI, CHRIS WIDENER.

NO - 1:      MICHAEL J. SKINDELL.

The question being, "Shall the report of the committee be accepted?"

The report of the committee was accepted.

Senator Beagle submitted the following report:

The standing committee on Workforce and Economic Development, to which was referred **H. B. No. 77**-Representatives Dovilla, Celebrezze, et al., having had the same under consideration, reports it back and recommends its passage.

Co-Sponsors: Schaffer, Beagle, Skindell.

YES - 10:     TIMOTHY O. SCHAFFER, BILL BEAGLE, GAYLE  
MANNING, TROY BALDERSON, RANDY GARDNER,  
PEGGY B. LEHNER, CHARLETA B. TAVARES,  
JOSEPH SCHIAVONI, MICHAEL J. SKINDELL, CHRIS  
WIDENER.

NO - 0.

The question being, "Shall the report of the committee be accepted?"

The report of the committee was accepted.

Senator Burke submitted the following report:

The standing committee on State Government Oversight and Reform, to which was referred **S. B. No. 68**-Senator Schaffer, having had the same under consideration, reports it back and recommends its passage.

YES - 10: JOE UECKER, BILL SEITZ, LARRY OBHOF, KEVIN BACON, FRANK LAROSE, EDNA BROWN, MICHAEL J. SKINDELL, CHRIS WIDENER, BILL COLEY, DAVE BURKE.

NO - 0.

The question being, "Shall the report of the committee be accepted?"

The report of the committee was accepted.

Senator LaRose submitted the following report:

The standing committee on Public Safety, Local Government, and Veterans Affairs, to which was referred **S. C. R. No. 14**-Senator Gardner, et al., having had the same under consideration, reports it back and recommends its adoption.

Co-Sponsors: Skindell, Tavares.

YES - 10: JOE UECKER, TIMOTHY O. SCHAFFER, KRIS JORDAN, KEVIN BACON, TOM PATTON, FRANK LAROSE, JIM HUGHES, MICHAEL J. SKINDELL, EDNA BROWN, CHARLETA B. TAVARES.

NO - 0.

The question being, "Shall the report of the committee be accepted?"

The report of the committee was accepted.

Senator LaRose submitted the following report:

The standing committee on Public Safety, Local Government, and Veterans Affairs, to which was referred **S. C. R. No. 15**-Senator Patton, et al., having had the same under consideration, reports it back and recommends its adoption.

YES - 10: JOE UECKER, TIMOTHY O. SCHAFFER, KRIS JORDAN, KEVIN BACON, TOM PATTON, FRANK LAROSE, JIM HUGHES, MICHAEL J. SKINDELL, EDNA BROWN, CHARLETA B. TAVARES.

NO - 0.

The question being, "Shall the report of the committee be accepted?"

The report of the committee was accepted.

Senator Faber submitted the following report:

The Standing Committee on Rules to which were referred the appointments by the Governor of:

**Bryan C. Black**, Republican, from Canal Winchester, Fairfield County, Ohio, as a Member of the Ohio Livestock Care Standards Board for a term beginning March 8, 2013, ending at the close of business January 15, 2016, replacing Robert E. Cole Sr., term expired.

**John A. Brandt**, from Westerville, Franklin County, Ohio, as a Member of the State Veterinary Medical Licensing Board for a term beginning February 22, 2013, ending at the close of business December 31, 2015.

**Craig W. Butler**, from Franklin County, Ohio, as a Member of the Dangerous and Restricted Animals Advisory Board for a term beginning January 17, 2013, ending at the close of business January 15, 2016.

**Andrew E. Doehrel**, Republican, from Galena, Delaware County, Ohio, as a Member of the Ohio Expositions Commission for a term beginning March 12, 2013, ending at the close of business December 1, 2018, replacing Kathryn Bartter Arnold, term expired.

**Randall E. Junge**, from Columbus, Franklin County, Ohio, as a Member of the Dangerous and Restricted Animals Advisory Board for a term beginning March 8, 2013, ending at the close of business January 15, 2015.

**David H. Madison**, Democrat, from Bexley, Franklin County, Ohio, as a member of the Ohio Expositions Commission for a term beginning March 12, 2013, ending at the close of business December 1, 2018.

**Bruce A. McPheron**, from Columbus, Franklin County, Ohio, as a Member of the Ohio Livestock Care Standards Board for a term beginning February 4, 2013, ending at the close of business January 25, 2014, replacing Bobby D. Moser, resigned.

**Gary Riggs**, from Copley, Summit County, Ohio, as a Member of the Dangerous and Restricted Animals Advisory Board for a term beginning February 1, 2013, ending at the close of business January 15, 2016.

**Alan L. Sironen**, from Lorain County, Ohio, as a Member of the Dangerous and Restricted Animals Advisory Board for a term beginning January 17, 2013, ending at the close of business January 15, 2016.

**James R. Vanzant**, from Highland County, Ohio, as a Member of the

Dangerous and Restricted Animals Advisory Board for a term beginning January 17, 2013, ending at the close of business January 15, 2016.

**Jeffrey P. Wuebker**, Republican, from Versailles, Darke County, Ohio, as a Member of the Ohio Livestock Care Standards Board for a term beginning March 8, 2013, ending at the close of business January 15, 2016.

Having had the same under consideration, reports back the recommendation that the Senate advise and consent to said appointments.

YES - 11: KEITH L. FABER, CHRIS WIDENER, TOM PATTON, LARRY OBHOF, SCOTT OELSLAGER, BILL COLEY, JIM HUGHES, EDNA BROWN, NINA TURNER, JOSEPH SCHIAVONI, ERIC H. KEARNEY.

NO - 0.

The question being, "Shall the Senate advise and consent to the appointments by the Governor?"

The yeas and nays were taken and resulted - yeas 33, nays 0, as follows:

Those who voted in the affirmative were: Senators

Bacon	Balderson	Beagle	Brown
Burke	Cafaro	Coley	Eklund
Gardner	Gentile	Hite	Hughes
Jones	Jordan	Kearney	LaRose
Lehner	Manning	Obhof	Oelslager
Patton	Peterson	Sawyer	Schaffer
Schiavoni	Seitz	Skindell	Smith
Tavares	Turner	Uecker	Widener
			Faber-33.

So the Senate advised and consented to said appointments.

#### **RESOLUTIONS REPORTED BY COMMITTEE**

**S. C. R. No. 14**-Senator Gardner.

Cosponsors: Senators Hite, Brown, Cafaro, Turner, Uecker, Bacon, Seitz, LaRose, Hughes, Schaffer, Patton, Skindell, Tavares.

To commemorate the War of 1812 and the Battle of Lake Erie and to recognize northwest Ohio's important role in the war.

WHEREAS, The War of 1812 occurred between the United States of America and Great Britain from 1812 to 1815; and

WHEREAS, During that war, American and British forces fought several

crucial battles in the Northwest Territory because of the region's strategic importance; and

WHEREAS, Northwest Ohio, with its access to the Great Lakes, to Fort Detroit, and to Canada, served a particularly significant role during the war; and

WHEREAS, After the fall of Detroit in August 1812, the British took control of Lake Erie and thus secured British supply lines between the United States and Canada; and

WHEREAS, In the Battle of Lake Erie, which took place on September 10, 1813, American sailors under the command of Commodore Oliver Hazard Perry defeated the British Lake Erie squadron near the Bass Islands; and

WHEREAS, America's victory in the Battle of Lake Erie was a direct result of the extraordinary bravery of Commodore Perry and the men who served under him, especially those who were killed or wounded; and

WHEREAS, The restoration of American control over Lake Erie, in severing British supply lines and allowing United States forces to recapture Detroit, proved to be a key turning point in the war; and

WHEREAS, In winning the War of 1812, the United States affirmed its independence from British rule and established itself as a formidable naval power; now therefore be it

RESOLVED, That we, the members of the 130th General Assembly of the State of Ohio, commemorate the War of 1812 and the Battle of Lake Erie and recognize northwest Ohio's important role in the war; and be it further

RESOLVED, That the Clerk of the House of Representatives transmit duly authenticated copies of this resolution to the news media of Ohio.

The question being, "Shall the resolution, **S. C. R. No. 14**, be adopted?"

The yeas and nays were taken and resulted - yeas 33, nays 0, as follows:

Those who voted in the affirmative were: Senators

Bacon	Balderson	Beagle	Brown
Burke	Cafaro	Coley	Eklund
Gardner	Gentile	Hite	Hughes
Jones	Jordan	Kearney	LaRose
Lehner	Manning	Obhof	Oelslager
Patton	Peterson	Sawyer	Schaffer
Schiavoni	Seitz	Skindell	Smith
Tavares	Turner	Uecker	Widener
			Faber-33.

So the resolution was adopted.

The question being, "Shall the title be agreed to?"



Senator Gardner moved to amend the title as follows:

Add the names: "Balderson, Beagle, Burke, Coley, Eklund, Faber, Gentile, Lehner, Manning, Obhof, Oelslager, Peterson, Sawyer, Schiavoni."

The question being, "Shall the motion be agreed to?"

The motion was agreed to and the title so amended.

**S. C. R. No. 15**-Senator Patton.

Cosponsors: Senators Seitz, Manning, LaRose, Hughes.

To urge the United States House of Representatives Committee on Energy and Commerce Subcommittee on Communications and Technology to hold regular hearings regarding the nationwide broadband public safety network, require the First Responder Network Authority (FirstNet) to identify the costs of such network to Ohio, and include related amendments to the law governing FirstNet.

WHEREAS, Ohio's first responders require mission critical communications infrastructure to effectively do their jobs; and

WHEREAS, Ohio has invested over \$500,000,000 in system assets that include over 200 tower sites, shelters, generators, mobile towers, microwave backhaul, consoles, and mobile and portable radios; and

WHEREAS, Over 55,000 first responders and public service users at the federal, state, and local government levels rely on the assets that Ohio has invested in; and

WHEREAS, The federal Middle Class Tax Relief and Job Creation Act of 2012 created the First Responder Network Authority (FirstNet) within the United States Department of Commerce National Telecommunications and Information Administration and tasked FirstNet with building and maintaining a single, nationwide, interoperable broadband public safety network; and

WHEREAS, FirstNet is requiring states to inventory their assets and develop statewide plans to allow federal use or takeover of those assets for the undetermined nationwide broadband public safety network; and

WHEREAS, FirstNet is requiring states to opt into, and provide an undetermined level of financial support to, the nationwide broadband public safety network; and

WHEREAS, FirstNet appears to lack sufficient funding for the nationwide broadband public safety network, but is requiring a self-sustaining model; and

WHEREAS, FirstNet lacks planning and did not seek input from Ohio as evidenced by the witnesses who testified before, and submitted testimony to, the United States House of Representatives Committee on Energy and Commerce

Subcommittee on Communications and Technology in a March 2013, hearing entitled "Oversight of FirstNet and Emergency Communications"; now therefore be it

RESOLVED, That we, the members of the 130th General Assembly of the State of Ohio, respectfully urge the Subcommittee on Communications and Technology to hold regular hearings regarding the nationwide broadband public safety network and require that FirstNet create a publicly vetted business plan that identifies the exact costs that Ohio will be mandated to appropriate or obligate for the nationwide broadband public safety network; and be it further

RESOLVED, That we, the members of the 130th General Assembly of the State of Ohio, respectfully urge the Subcommittee on Communications and Technology to include amendments to the law that would allow Ohio to opt-out of the nationwide broadband public safety network with no net costs; and be it further

RESOLVED, That we, the members of the 130th General Assembly of the State of Ohio, respectfully urge the Subcommittee on Communications and Technology to include amendments to the law that require FirstNet to provide full written assurances that communications provided by the nationwide broadband public safety network will meet and exceed the current level of service for Ohio's state and local public safety officers in the areas of reliability, redundancy, and state-based system control; and be it further

RESOLVED, That we, the members of the 130th General Assembly of the State of Ohio, respectfully urge the Subcommittee on Communications and Technology to include amendments to the law that require FirstNet to provide fair market compensation to Ohio for access and utilization of state-owned assets in support of the network's deployment; and be it further

RESOLVED, That we, the members of the 130th General Assembly of the State of Ohio, respectfully urge the United States Congress to reconsider the statute and appropriations creating FirstNet; and be if further

RESOLVED, That the Clerk of the Senate transmit duly authenticated copies of this resolution to the Speaker and Clerk of the United States House of Representatives, the President Pro Tempore and Secretary of the United States Senate, all members of the United States House of Representatives Energy and Commerce Committee, the members of the Ohio Congressional delegation, and the news media of Ohio.

The question being, "Shall the resolution, **S. C. R. No. 15**, be adopted?"

The yeas and nays were taken and resulted - yeas 33, nays 0, as follows:

Those who voted in the affirmative were: Senators

Bacon	Balderson	Beagle	Brown
Burke	Cafaro	Coley	Eklund
Gardner	Gentile	Hite	Hughes
Jones	Jordan	Kearney	LaRose

Lehner	Manning	Obhof	Oelslager
Patton	Peterson	Sawyer	Schaffer
Schiavoni	Seitz	Skindell	Smith
Tavares	Turner	Uecker	Widener
			Faber-33.

So the resolution was adopted.

The question being, "Shall the title be agreed to?"

Senator Patton moved to amend the title as follows:

Add the names: "Balderson, Beagle, Burke, Coley, Eklund, Hite, Jones, Jordan, Lehner, Schaffer, Uecker."

The question being, "Shall the motion be agreed to?"

The motion was agreed to and the title so amended.

### BILLS FOR THIRD CONSIDERATION

**Sub. H. B. No. 1**-Representatives Derickson, Romanchuk.

Cosponsors: Representatives Schuring, Grossman, Hall, Hottinger, Amstutz, Anielski, Baker, Beck, Blessing, Brown, Buchy, Burkley, Butler, Dovilla, Duffey, Green, Hackett, Hagan, C., Hayes, Henne, Hill, Huffman, Kunze, Letson, Maag, McClain, McGregor, Milkovich, O'Brien, Pelanda, Perales, Pillich, Retherford, Rosenberger, Ruhl, Sears, Smith, Sprague, Stautberg, Stebelton, Sykes, Thompson, Wachtmann, Young, Speaker Batchelder. Senators Schaffer, Beagle.

To amend sections 6301.01, 6301.02, 6301.03, 6301.04, 6301.06, 6301.07, 6301.08, 6301.09, 6301.10, and 6301.12 and to enact section 6301.061 of the Revised Code to require a local workforce investment area to use OhioMeansJobs as the local workforce investment area's job placement system, to rename county one-stop systems, and to make other changes to Ohio's Workforce Development Law, was considered the third time.

The question being, "Shall the bill, **Sub. H. B. No. 1**, pass?"

The yeas and nays were taken and resulted - yeas 32, nays 1, as follows:

Those who voted in the affirmative were: Senators

Bacon	Balderson	Beagle	Brown
Burke	Cafaro	Coley	Eklund
Gardner	Gentile	Hite	Hughes
Jones	Jordan	Kearney	LaRose
Lehner	Manning	Obhof	Oelslager
Patton	Peterson	Sawyer	Schaffer
Schiavoni	Seitz	Smith	Tavares
Turner	Uecker	Widener	Faber-32.

Senator Skindell voted in the negative-1.

So the bill passed.

The question being, "Shall the title be agreed to?"

Senator Beagle moved to amend the title as follows:

Add the names: "Bacon, Balderson, Burke, Coley, Eklund, Gardner, Hite, Hughes, Jones, LaRose, Lehner, Manning, Obhof, Oelslager, Patton, Peterson, Seitz, Uecker, Widener."

The question being, "Shall the motion be agreed to?"

The motion was agreed to and the title so amended.

**H. B. No. 77**-Representatives Dovilla, Celebrezze.

Cosponsors: Representatives Sprague, Stinziano, Derickson, Thompson, Strahorn, Hottinger, Antonio, Baker, Adams, R., Reece, Rogers, Barborak, Letson, Schuring, Amstutz, Anielski, Ashford, Barnes, Beck, Bishoff, Blair, Boose, Boyce, Brown, Buchy, Budish, Burkley, Butler, Carney, Cera, Clyde, Damschroder, DeVitis, Driehaus, Fedor, Foley, Gerberry, Grossman, Hackett, Hagan, C., Hagan, R., Hall, Hayes, Heard, Huffman, Johnson, Landis, Lundy, McClain, Milkovich, O'Brien, Patterson, Pelanda, Phillips, Pillich, Ramos, Redfern, Roegner, Romanchuk, Rosenberger, Ruhl, Slaby, Slesnick, Smith, Stebelton, Sykes, Szollosi, Williams, Winburn, Young, Speaker Batchelder. Senators Schaffer, Beagle, Skindell.

To enact section 5.2279 of the Revised Code to designate October as "Manufacturing Month", was considered the third time.

The question being, "Shall the bill, **H. B. No. 77**, pass?"

The yeas and nays were taken and resulted - yeas 33, nays 0, as follows:

Those who voted in the affirmative were: Senators

- |           |           |          |           |
|-----------|-----------|----------|-----------|
| Bacon     | Balderson | Beagle   | Brown     |
| Burke     | Cafaro    | Coley    | Eklund    |
| Gardner   | Gentile   | Hite     | Hughes    |
| Jones     | Jordan    | Kearney  | LaRose    |
| Lehner    | Manning   | Obhof    | Oelslager |
| Patton    | Peterson  | Sawyer   | Schaffer  |
| Schiavoni | Seitz     | Skindell | Smith     |
| Tavares   | Turner    | Uecker   | Widener   |
|           |           |          | Faber-33. |

So the bill passed.

The question being, "Shall the title be agreed to?"

Senator Beagle moved to amend the title as follows:

Add the names: "Bacon, Balderson, Brown, Burke, Cafaro, Coley, Eklund, Faber, Gardner, Gentile, Hite, Hughes, Jones, LaRose, Lehner, Manning, Obhof, Oelslager, Patton, Peterson, Sawyer, Schiavoni, Smith, Tavares, Turner, Uecker, Widener."

The question being, "Shall the motion be agreed to?"

The motion was agreed to and the title so amended.

### **INTRODUCTION AND FIRST CONSIDERATION OF BILLS**

The following bills were introduced and considered the first time:

#### **S. B. No. 142-Senator Seitz.**

To amend sections 5705.29, 5747.501, 5747.51, 5747.52, 5747.53, and 5751.20 and to enact sections 5747.511 and 5747.512 of the Revised Code to establish a new default formula for determining the share allocated to each subdivision from the Local Government Fund distribution of each county in which the largest city or township has a population of more than 13,435 and to require minimum annual distributions from the Fund to all county funds.

#### **S. B. No. 143-Senator Seitz.**

To amend sections 109.57, 307.932, 2151.311, 2151.356, 2152.26, 2907.27, 2929.26, 2953.36, 2953.61, 4510.111, 4510.16, and 5120.651 and to enact section 122.681 of the Revised Code to permit the Attorney General to authorize the release of information relating to certain arrests and delinquent child adjudications pursuant to a request for a criminal records check; to regulate the confidentiality of personal information related to community service block grants; to clarify the authority of boards of county commissioners to establish a community alternative sentencing center; to modify the procedure for sentencing and admitting an eligible offender to a community alternative sentencing center; to clarify that an eligible offender must successfully complete any term in a center as a condition of a community residential sanction; to include the best interests of the person as a reason for which an alleged or adjudicated delinquent child who is at least 18 but younger than 21 may be held in an adult detention facility; to eliminate the six-month waiting period for making a motion or application for the sealing of a juvenile court record; to specify that the fact of admission and confinement in an adult detention facility of a person under 21 generally is confidential; to authorize a court to order restitution if a person convicted of driving under suspension or driving under financial-responsibility-law suspension or cancellation fails to provide proof of financial responsibility; to authorize a person charged with multiple offenses in connection with the same act to apply for the sealing of records pertaining to an acquitted charge; to modify the requirements regarding testing for HIV of persons charged with specified sex offense; to increase the sentence of imprisonment that disqualifies an inmate from participating in the prison nursery program; and to amend the

version of section 109.57 of the Revised Code that is scheduled to take effect January 1, 2014, to continue the provisions of this act on and after that effective date.

**S. B. No. 144-Senator Seitz.**

To amend sections 109.57, 109.572, 109.578, 311.171, 1923.02, 2151.23, 2151.357, 2152.02, 2152.14, 2152.191, 2152.22, 2152.82, 2152.83, 2152.831, 2152.84, 2152.85, 2152.851, 2901.07, 2907.02, 2929.01, 2929.13, 2929.19, 2929.23, 2950.01, 2950.011, 2950.02, 2950.03, 2950.031, 2950.032, 2950.033, 2950.034, 2950.04, 2950.041, 2950.043, 2950.05, 2950.06, 2950.07, 2950.081, 2950.10, 2950.11, 2950.13, 2950.131, 2950.14, 2950.15, 2950.99, 2971.03, 2971.05, 5321.03, and 5321.051, to enact sections 2950.09 and 2950.091, and to repeal section 2152.86 of the Revised Code to adjust the provisions of the Sex Offender Registration and Notification Law to reflect decisions of the Ohio Supreme Court in *Hyle v. Porter* (2008), 117 Ohio St.3d 165; *State v. Bodyke* (2010), 126 Ohio St.3d 266; *State v. Williams* (2011), 129 Ohio St.3d 344; *In re C.P.* (2012), Slip Opinion No. 2012-Ohio-1446, *State ex rel. Jean-Baptiste v. Kirsch* (2012), Slip Opinion No. 2012-Ohio-5697, and *State v. Howard* (2012), Slip Opinion No. 2012-Ohio-5738; to clarify juvenile court jurisdiction in serious youthful offender proceedings; and to amend the versions of sections 109.57, 2950.11, and 2950.13 of the Revised Code that are scheduled to take effect on January 1, 2014, to continue the provisions of this act on and after that effective date.

### OFFERING OF RESOLUTIONS

Pursuant to Senate Rule No. 54, the following resolutions were offered:

**S. R. No. 137-Senator Balderson.**

Honoring WHIZ-TV on its Sixtieth Anniversary.

**S. R. No. 138-Senator Obhof.**

Honoring the Lexington High School boys tennis team on winning the 2013 Ohio Tennis Coaches Association Division II Championship.

The question being, "Shall the resolutions listed under the President's prerogative be adopted?"

So the resolutions were adopted.

### COMMUNICATIONS FROM THE GOVERNOR

The President handed down the following messages from the Governor which were read by the Clerk:

**STATE OF OHIO  
EXECUTIVE DEPARTMENT  
OFFICE OF THE GOVERNOR  
COLUMBUS**

I, John R. Kasich, Governor of the State of Ohio, do hereby appoint, Tammy Huntsman Brown, from Loveland, Clermont County, Ohio, as a Member of the Ohio Board of Speech Language Pathology and Audiology for a term beginning September 28, 2012 and ending at the close of business September 26, 2014, replacing Jane Kukula, whose term expired.

IN WITNESS WHEREOF, I have hereunto subscribed my name and caused the Great Seal of the State of Ohio to be affixed, at Columbus, this 28th day of September in the year of our Lord, two thousand and twelve.

[Seal]

John R. Kasich,  
Governor.

**STATE OF OHIO  
EXECUTIVE DEPARTMENT  
OFFICE OF THE GOVERNOR  
COLUMBUS**

I, John R. Kasich, Governor of the State of Ohio, do hereby appoint, David V. Daugherty, Republican, from Mansfield, Richland County, Ohio, as a Member of the Rehabilitation Services Commission for a new term beginning October 2, 2012 and ending at the close of business September 7, 2019, replacing David V. Daugherty, whose term expired.

IN WITNESS WHEREOF, I have hereunto subscribed my name and caused the Great Seal of the State of Ohio to be affixed, at Columbus, this 2nd day of October in the year of our Lord, two thousand and twelve.

[Seal]

John R. Kasich,  
Governor.

**STATE OF OHIO  
EXECUTIVE DEPARTMENT  
OFFICE OF THE GOVERNOR  
COLUMBUS**

I, John R. Kasich, Governor of the State of Ohio, do hereby appoint, Paul S. Denton, from Orient, Franklin County, Ohio, as a Member of the Ohio Peace Officer Training Commission for a new term beginning October 10, 2012 and ending at the close of business September 20, 2015, replacing Paul S. Denton,

whose term expired.

IN WITNESS WHEREOF, I have hereunto subscribed my name and caused the Great Seal of the State of Ohio to be affixed, at Columbus, this 10th day of October in the year of our Lord, two thousand and twelve.

[Seal]

John R. Kasich,  
Governor.

**STATE OF OHIO  
EXECUTIVE DEPARTMENT  
OFFICE OF THE GOVERNOR  
COLUMBUS**

I, John R. Kasich, Governor of the State of Ohio, do hereby appoint, Jill Griesse, from Granville, Licking County, Ohio, as a Member of the Central Ohio Technical College Board of Trustees for a new term beginning October 1, 2012 and ending at the close of business September 30, 2015, replacing Jill Griesse, whose term expired.

IN WITNESS WHEREOF, I have hereunto subscribed my name and caused the Great Seal of the State of Ohio to be affixed, at Columbus, this 1st day of October in the year of our Lord, two thousand and twelve.

[Seal]

John R. Kasich,  
Governor.

**STATE OF OHIO  
EXECUTIVE DEPARTMENT  
OFFICE OF THE GOVERNOR  
COLUMBUS**

I, John R. Kasich, Governor of the State of Ohio, do hereby appoint, Fred C. Isch, III, from Sandusky, Erie County, Ohio, as a Member of the Ohio Medical Transportation Board for a term beginning September 28, 2012 and ending at the close of business July 5, 2014.

IN WITNESS WHEREOF, I have hereunto subscribed my name and caused the Great Seal of the State of Ohio to be affixed, at Columbus, this 28th day of September in the year of our Lord, two thousand and twelve.

[Seal]

John R. Kasich,  
Governor.



**STATE OF OHIO  
EXECUTIVE DEPARTMENT  
OFFICE OF THE GOVERNOR  
COLUMBUS**

I, John R. Kasich, Governor of the State of Ohio, do hereby appoint, Eric Johnson, from Delaware, Delaware County, Ohio, as a Member of the Ohio Medical Transportation Board for a new term beginning September 28, 2012 and ending at the close of business July 5, 2014, replacing Eric Johnson, whose term expired.

IN WITNESS WHEREOF, I have hereunto subscribed my name and caused the Great Seal of the State of Ohio to be affixed, at Columbus, this 28th day of September in the year of our Lord, two thousand and twelve.

[Seal]

John R. Kasich,  
Governor.

**STATE OF OHIO  
EXECUTIVE DEPARTMENT  
OFFICE OF THE GOVERNOR  
COLUMBUS**

I, John R. Kasich, Governor of the State of Ohio, do hereby appoint, Chander Kohli, from Girard, Trumbull County, Ohio, as a Member of the Northeast Ohio Medical University Board of Trustees for a new term beginning September 22, 2012 and ending at the close of business September 21, 2021, replacing Chander Kohli, whose term expired.

IN WITNESS WHEREOF, I have hereunto subscribed my name and caused the Great Seal of the State of Ohio to be affixed, at Columbus, this 22nd day of September in the year of our Lord, two thousand and twelve.

[Seal]

John R. Kasich,  
Governor.

**STATE OF OHIO  
EXECUTIVE DEPARTMENT  
OFFICE OF THE GOVERNOR  
COLUMBUS**

I, John R. Kasich, Governor of the State of Ohio, do hereby appoint, Jeffrey Paul Kruithoff, Independent, from Lebanon, Warren County, Ohio, as a Member of the Ohio Organized Crime Investigations Commission for a new term beginning October 3, 2012 and ending at the close of business September 3, 2015, replacing Jeffrey Paul Kruithoff, whose term expired.

IN WITNESS WHEREOF, I have hereunto subscribed my name and caused the Great Seal of the State of Ohio to be affixed, at Columbus, this 3rd day of October in the year of our Lord, two thousand and twelve.

[Seal]

John R. Kasich,  
Governor.

**STATE OF OHIO  
EXECUTIVE DEPARTMENT  
OFFICE OF THE GOVERNOR  
COLUMBUS**

I, John R. Kasich, Governor of the State of Ohio, do hereby appoint, Harry Meshel, from Youngstown, Mahoning County, Ohio, as a Member of the Youngstown State University Board of Trustees for a term beginning September 11, 2012 and ending at the close of business April 30, 2016, replacing William J. Bresnehan, whose term expired.

IN WITNESS WHEREOF, I have hereunto subscribed my name and caused the Great Seal of the State of Ohio to be affixed, at Columbus, this 11th day of September in the year of our Lord, two thousand and twelve.

[Seal]

John R. Kasich,  
Governor.

**STATE OF OHIO  
EXECUTIVE DEPARTMENT  
OFFICE OF THE GOVERNOR  
COLUMBUS**

I, John R. Kasich, Governor of the State of Ohio, do hereby appoint, Larry R. Minks, Sr., Republican, from Marietta, Washington County, Ohio, as a Member of the Ohio Organized Crime Investigations Commission for a new term beginning October 2, 2012 and ending at the close of business September 3, 2013.

IN WITNESS WHEREOF, I have hereunto subscribed my name and caused the Great Seal of the State of Ohio to be affixed, at Columbus, this 2nd day of October in the year of our Lord, two thousand and twelve.

[Seal]

John R. Kasich,  
Governor.

**STATE OF OHIO  
EXECUTIVE DEPARTMENT  
OFFICE OF THE GOVERNOR  
COLUMBUS**

I, John R. Kasich, Governor of the State of Ohio, do hereby appoint, Donald L. Ortner, from Oberlin, Lorain County, Ohio, as a Member of the Lorain County Community College Board of Trustees for a term beginning October 3, 2012 and ending at the close of business August 30, 2017, replacing Lee S. Kolczun, whose term expired.

IN WITNESS WHEREOF, I have hereunto subscribed my name and caused the Great Seal of the State of Ohio to be affixed, at Columbus, this 3rd day of October in the year of our Lord, two thousand and twelve.

[Seal]

John R. Kasich,  
Governor.

**STATE OF OHIO  
EXECUTIVE DEPARTMENT  
OFFICE OF THE GOVERNOR  
COLUMBUS**

I, John R. Kasich, Governor of the State of Ohio, do hereby appoint, Thomas R. Schenck, Unaffiliated, from Dayton, Montgomery County, Ohio, as a Member of the Ohio Organized Crime Investigations Commission for a term beginning October 2, 2012 and ending at the close of business September 3, 2013, replacing Stephen Walker, whose term expired.

IN WITNESS WHEREOF, I have hereunto subscribed my name and caused the Great Seal of the State of Ohio to be affixed, at Columbus, this 2nd day of October in the year of our Lord, two thousand and twelve.

[Seal]

John R. Kasich,  
Governor.

**STATE OF OHIO  
EXECUTIVE DEPARTMENT  
OFFICE OF THE GOVERNOR  
COLUMBUS**

I, John R. Kasich, Governor of the State of Ohio, do hereby appoint, Victor V. Vigluicci, Democrat, from Rootstown, Portage County, Ohio, as a Member of the Ohio Organized Crime Investigations Commission for a new term beginning October 3, 2012 and ending at the close of business September 3, 2015, replacing Victor V. Vigluicci, whose term expired.

IN WITNESS WHEREOF, I have hereunto subscribed my name and caused the Great Seal of the State of Ohio to be affixed, at Columbus, this 3rd day of October in the year of our Lord, two thousand and twelve.

[Seal]

John R. Kasich,  
Governor.

**STATE OF OHIO  
EXECUTIVE DEPARTMENT  
OFFICE OF THE GOVERNOR  
COLUMBUS**

I, John R. Kasich, Governor of the State of Ohio, do hereby appoint, David Viola, from Minerva, Stark County, Ohio, as a Member of the Ohio Medical Transportation Board for a new term beginning September 28, 2012 and ending at the close of business July 5, 2014, replacing David Viola, whose term expired.

IN WITNESS WHEREOF, I have hereunto subscribed my name and caused the Great Seal of the State of Ohio to be affixed, at Columbus, this 28th day of September in the year of our Lord, two thousand and twelve.

[Seal]

John R. Kasich,  
Governor.

**STATE OF OHIO  
EXECUTIVE DEPARTMENT  
OFFICE OF THE GOVERNOR  
COLUMBUS**

I, John R. Kasich, Governor of the State of Ohio, do hereby appoint, Carole S. Weimer, from Youngstown, Mahoning County, Ohio, as a Member of the Youngstown State University Board of Trustees for a term beginning September 11, 2012 and ending at the close of business April 30, 2017, replacing Donald Cagigas, whose term expired.

IN WITNESS WHEREOF, I have hereunto subscribed my name and caused the Great Seal of the State of Ohio to be affixed, at Columbus, this 11th day of September in the year of our Lord, two thousand and twelve.

[Seal]

John R. Kasich,  
Governor.

Said appointments were referred to the Committee on Rules.

**Message from the House of Representatives**

Mr. President:

I am directed to inform you that the House of Representatives has refused to concur in the Senate amendments to:

**Am. Sub. H. B. No. 59** -Representative Amstutz - et al.

Attest:

Bradley J. Young,  
Clerk.

Senator Widener moved that the Senate insist on the Senate amendments to **Am. Sub. H. B. No. 59**, and ask for a Committee of Conference.

The question being, "Shall the motion be agreed to?"

The motion was agreed to.

**Message from the House of Representatives**

Mr. President:

I am directed to inform you that the House of Representatives accedes to the request of the Senate for a Committee of Conference on matters of difference between the two Houses on:

**Am. Sub. H. B. No. 59** -Representative Amstutz - et al.

The Speaker of the House has appointed as managers on the part of the House on such matters of difference:

Representatives Amstutz, McClain, and Sykes.

Attest:

Bradley J. Young,  
Clerk.

**MESSAGE FROM THE PRESIDENT**

Pursuant to Senate Rule 30, the President of the Senate appoints the following members to serve on the Conference Committee for Am. Sub. H. B. 59:

Senator Scott Oelslager  
Senator William Coley  
Senator Tom Sawyer

On the motion of Senator Widener, the Senate adjourned until Thursday, June 13, 2013 at 11:00 o'clock a.m.

Attest:

VINCENT L. KEERAN,  
Clerk.